

**To:** Erin Foresman/R9/USEPA/US@EPA[]  
**From:** "Nepstad, Michael G SPK"  
**Sent:** Tue 8/10/2010 9:09:37 PM  
**Subject:** Question on tying BDCP operations to performance of the plan

Hi Erin,

I'm not sure if you know the answer to this question or not, but it seems like a while ago there were discussions at the Federal agency group that the amounts of water the contractors would receive through the BDCP process would be tied in some way to the performance of the habitat and other good things.

I'm thinking it would be something like: all contractors would get 50% of their maximum deliveries plus 1% more for each 1% of water conservation achieved (up to 20%) plus 1% for every 200% increase in delta smelt indices (up to 10%) plus 1% for every 200% increase in winter run redds (up to 10%) plus 1% for every 6,500 acres of new habitat created which meets performance criteria after a 5 to 15 year monitoring period (up to 10%).

Have you seen anything like that on the BDCP? More curious that anything else at this point. Thanks,

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